

**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA**

Application of Wild Goose Storage, Inc., To  
Amend Its Certificate of Public Convenience and  
Necessity to Expand and Construct Facilities for  
Gas Storage Operation.

Application 01-06-029

**ORDER DENYING GAS AND ELECTRIC COMPANY  
MOTION FOR CLARIFICATION OF SCOPING MEMO**

This Order denies Pacific Gas and Electric Company's (PG&E) request for clarification of the Scoping Memo. We have considered PG&E's arguments and find them to be unpersuasive. Additionally, granting PG&E's request would unduly delay this proceeding.

Public Utilities Code Sections 1001, and 1002 do not require that every potential issue be resolved prior to the issuance of a Certificate of Public Convenience and Necessity (CPCN). Instead, the statutory requirements direct the Commission consider four factors, as a basis for granting any certificate. Those four factors are: (1) community values; (2) recreational and park areas; (3) historical and aesthetic values; and (4) influence on the environment.

As written, the Scoping Memo appropriately sets forth those issues material to the CPCN determination in Phase I and Phase II, and does so in a fashion that ensures that all issues that address the public interest are considered in a timely manner. As such, there is no need for further clarification.

Additionally, we deny the joint motion of Lodi Gas Storage, L.L.C. and WHP Acquisition Company, L.L.C. to file reply testimony in this proceeding.

The Scoping Memo's schedule for this proceeding limits reply testimony to the Applicant. To allow one party to file reply testimony would require the Commission to allow all other parties to file replies, thus delaying the proceeding. The schedule, as written, ensures that this proceeding will resolve issues in a timely fashion.

**IT IS RULED SO RULED.**

Dated October 18, 2001, at San Francisco, California.

/s/ Angela K. Minkin  
Angela K. Minkin  
Administrative Law Judge

**CERTIFICATE OF SERVICE**

I certify that I have by mail this day served a true copy of the original attached Order Denying Gas and Electric Company Motion for Clarification of Scoping Memo on all parties of record in this proceeding or their attorneys of record.

Dated October 18, 2001, at San Francisco, California.

/s/ Antonina V. Swansen  
Antonina V. Swansen

**N O T I C E**

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address to insure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.

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If specialized accommodations for the disabled are needed, e.g., sign language interpreters, those making the arrangements must call the Public Advisor at (415) 703-2074, TTY 1-866-836-7825 or (415) 703-5282 at least three working days in advance of the event.

A.01-06-029 ANG/avs